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PTO/SB/30 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request For Continued Examination (RCE) Transmittal Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	08/812,393
	Filing Date	March 5, 1997
	First Named Inventor	Sherman et al.
	Art Unit	1632
	Examiner Name	M.C. Wilson
	Attorney Docket Number	55793-CPA (48340)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☒ Other Please enter the Amendment dated on September 24, 2004.

b. ☒ Enclosed

i. ☐ Amendment/Reply

iii. ☒ Information Disclosure Statement (IDS), PTO Form 1449 and copies of 2 references

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Copy of Amendment filed September 24, 2004; Conditional Petition for EOT

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 04-1105. I have enclosed a duplicate copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other Any additional fees deemed necessary

b. ☒ Check in the amount of \$ 790.00 enclosed

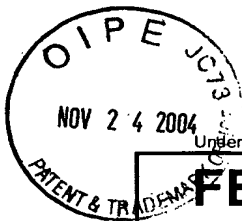
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<i>Kathryn A. Piffat, Ph.D.</i>	Date	November 24, 2004
Name (Print/Type)	Kathryn A. Piffat, Ph.D.	Registration No.	34,901

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 437 819 868 US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 24, 2004

Signature: *Sharon Bizokas* (Sharon Bizokas)



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FEE TRANSMITTAL for FY 2005 <small>Effective 10/01/2004. Patent fees are subject to annual revision.</small>		Complete if Known		
		Application Number	08/812,393	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	March 5, 1997	
		First Named Inventor	Sherman et al.	
		Examiner Name	M.C. Wilson	
TOTAL AMOUNT OF PAYMENT		Art Unit	1632	
(\$)		790.00	Attorney Docket No.	55793-CPA (48340)

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																																																																																																																																																																														
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SUBMITTED BY		(Complete if applicable)	
Name (Print/Type)	Kathryn A. Piffat, Ph.D.	Registration No. (Attorney/Agent)	34,901
Signature	<i>Kathryn A. Piffat, Ph.D.</i>	Telephone	(617) 439-4444
		Date	November 24, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 437 819 868 US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: November 24, 2004	Signature: <i>Sharon Bizokas</i> (Sharon Bizokas)